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FACSIMILE COVER SHEET

DATE: October 25, 2007

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TO: USPTO- Pre-Grant Publication Division

FAX NO.: 703-305-8568

FROM: Kim Campbell

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office at (703) 305-8568 on the date shown below.

Date: October 25, 2007

Kim Campbell
Kim Campbell

Re: U.S. Patent Serial No.: 10/560,943

Title: EXTENDED RELEASE TABLETS OF METFORMIN

Our Ref. No.: RLL-402US

Transmitted herewith is a Petition for Express Abandonment to Avoid Publication under 37 CFR 1/1138(c) and Petition for Express Abandonment to Obtain a Refund regarding the above matter.

Sincerely,

Kim Campbell
Kim Campbell
Paralegal - Intellectual Property

Attachments

CONFIDENTIALITY NOTE:

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Doc Code:

PTO/SB/24A (03-06)

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U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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PETITION FOR EXPRESS ABANDONMENT TO AVOID PUBLICATION UNDER 37 CFR 1.138(c) Fax the petition directly to the Pre-Grant Publication Division at (703) 305-8568 Or Mail the petition to: Mail Stop Express Abandonment Commissioner for Patents P.O. Box 1450, Alexandria, VA 22313-1450	Application Number	10/560,943
	Filing Date	December 15, 2005
	First Named Inventor	Manish CHAWLA
	Art Unit	1615
	Examiner Name	TBA
	Attorney Docket Number	RLI-402US

Petition for Express Abandonment to Avoid Publication under 37 CFR 1.138(c)

I hereby petition to expressly abandon the above-identified application to avoid publication.

Petition Fee - must be filed with petition to avoid delays in recognizing the petition.

- a. ☒ The Director is hereby authorized to charge the petition fee under 37 CFR 1.17(h) to Deposit Account No. 50-0912. I have enclosed a duplicate copy of this sheet.
- b. ☐ Check in the amount of \$ _____ is enclosed.
- c. ☐ Payment by credit card (Form PTO-2038 is enclosed).

NOTE: A paper requesting express abandonment of an application is not effective unless and until an appropriate USPTO official recognizes and acts on the paper. See the Manual of Patent Examining Procedure (MPEP), section 711.01. In addition, the paper will not stop publication of the application unless a petition under 37 CFR 1.138(c) is recognized and acted on by the Pre-Grant Publication Division in sufficient time to avoid publication (e.g., more than four (4) weeks prior to the projected publication date).

**TO REQUEST A REFUND OF SEARCH FEE AND EXCESS CLAIMS FEE
(IF ELIGIBLE), PLEASE ALSO INCLUDE FORM PTO/SB/24B WITH THIS FORM.**

I am the: ☐ applicant.☐ assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)☒ attorney or agent of record. Attorney or agent registration Number is 42,648☐ attorney or agent acting under 37 CFR 1.34, who is authorized under 37 CFR 1.138(b) because the application is expressly abandoned in favor of a continuing application.
Attorney or agent registration Number is _____

Signature

October 25, 2007

Date

George J. Heibel, Esq.

Typed or printed name

609-720-5334

Telephone Number

Note: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ Total of _____ forms are submitted.

This collection of information is required by 37 CFR 1.138(c). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. Send to: Mail Stop Express Abandonment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9198 and select option 2.

OCT 29 2007

PTO/SB/24B (07-06)

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PETITION FOR EXPRESS ABANDONMENT TO OBTAIN A REFUND Fax the petition directly to the Pre-Grant Publication Division at (703) 305-8588 Or Mail the petition to: Mail Stop Express Abandonment Commissioner for Patents P.O. Box 1450, Alexandria, VA 22313-1450	Application Number	10/560,943
	Filing Date	December 15, 2005
	First Named Inventor	Manish CHAWLA
	Art Unit	1615
	Examiner Name	TBA
	Attorney Docket Number	RLI-402US

Petition for Express Abandonment Under 37 CFR 1.138(d) to Obtain a Refund

I hereby petition to expressly abandon the above-identified application to obtain a refund of any previously paid search fee and excess claims fee in the application. Please refund any search fee and excess claims fee paid in this application.

☒ The Director is hereby authorized to credit the fee(s) to Deposit Account No. 50-0912

NOTE: The provisions of 37 CFR 1.138(d) only apply to applications filed under 35 U.S.C. 111(a) on or after December 8, 2004. A paper requesting express abandonment of an application is not effective unless and until an appropriate USPTO official recognizes and acts on the paper. See the Manual of Patent Examining Procedure (MPEP), section 711.01.

TO AVOID PUBLICATION, INCLUDE FORM PTO/SB/24A AND PETITION FEE WITH THIS FORM.

- I am the:
- ☐ applicant.
 - ☐ assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)
 - ☒ attorney or agent of record. Attorney or agent registration number is 42,648
 - ☐ attorney or agent acting under 37 CFR 1.34, who is authorized under 37 CFR 1.138(b) because the application is expressly abandoned in favor of a continuing application. Attorney or agent registration number is _____


Signature

October 25, 2007
Date

George E. Holbel, Esq.
Typed or printed name

609-720-5334
Telephone Number

Note: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

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